

U.S.A. vs Cesar Ernesto Fontes-Lomeli

No. 08CR1084-IEG

The Court finds excludable delay, under the section indicated by check (), commenced on 9/9/2008 and ended on 10/15/2008

3161(h)

 (1)(A) Exam or hrg for **mental or physical incapacity** A

 (1)(B) **NARA examination** (28:2902) B

 (1)(D) State or Federal trials or **other charges pending** C

 (1)(E) **Interlocutory appeals** D

 X (1)(F) **Pretrial motions** (from flg to hrg or other prompt dispo) E

 (1)(G) **Transfers from other district** (per FRCrP 20, 21 & 40) F

 (1)(J) **Proceedings under advisement** not to exceed thirty days G

 Misc proc: Parole or prob rev, deportation, **extradition** H

 (1)(H) **Transportation** from another district or to/from examination or hospitalization in ten days or less 6

 (1)(I) Consideration by Court of **proposed plea agreement** 7

 (2) **Prosecution deferred** by mutual agreement I

 (3)(A)(B) **Unavailability of defendant or essential witness** M

 (4) Period of **mental or physical incompetence** of defendant to stand trial N

 (5) Period of **NARA commitment or treatment** O

 (6) **Superseding indictment and/or new charges** P

 (7) **Defendant awaiting trial of co-defendant** when no severance has been granted R

 (8)(A)(B) **Continuances** granted per (h)(8)-use "T" alone if more than one of the reasons below are given in support of continuance T

 (8)(B)(i) 1) Failure to **continue** would stop further proceedings or result in **m miscarriage of justice** T1

 (8)(B)(ii) 2) **Case** unusual or **complex** T2

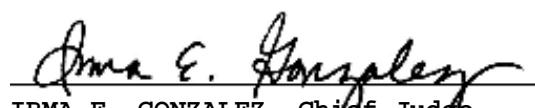
 (8)(B)(iii) 3) **Indictment** following arrest **cannot be filed** in thirty (30) days T3

 (8)(B)(iv) 4) **Continuance** granted in order to obtain or **substitute counsel**, or give reasonable time to prepare T4

 3161(I) Time up to **withdrawal of guilty plea** U

 3161(b) Grand jury indictment time **extended** thirty (30) more days W

DATED: September 5, 2008


IRMA E. GONZALEZ, Chief Judge
United States District Court